

Attorney's Docket No.: 09531-088001
Client's Ref. No.: Z01223

OFFICIAL COMMUNICATION

FACSIMILE

FOR THE PERSONAL ATTENTION OF:

EXAMINER KAREN A. CANELLA

GROUP 1645 FAX NO: (703) 872-9305

Number of pages including this page 2

Applicant : Daniel-Vallera, et al.
Serial No. : 10/033,577
Filed : December 28, 2001

Art Unit : 1645
Examiner : K. Canella

Title : DTAT Fusion Toxin

FACSIMILE COMMUNICATION

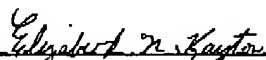
Commissioner for Patents
Washington, DC 20231

Madam:

Attached to this facsimile communication cover sheet is a Response to Election Requirement.

Respectfully submitted,

Date: March 11, 2003


Elizabeth N. Kaytor, Ph.D.
Reg. No. P-53,103

Fish & Richardson P.C., P.A.
60 South Sixth Street
Suite 3300
Minneapolis, MN 55402
Telephone: (612) 335-5070
Fax: (612) 288-9696

60130870.doc

OFFICIAL

FAX RECEIVED

MAR 14 2003

GROUP 1600

BEST AVAILABLE COPY

NOTE: This facsimile is intended for the addressee only and may contain privileged or confidential information. If you have received this facsimile in error, please immediately call us collect at (612) 335-5070 to arrange for its return. Thank you.

Received from <612 288 9713> at 3/11/03 4:24:07 PM [Eastern Standard Time]

Attorney's Docket No.: 09531-088001 / Z01223

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Daniel Vallera, et al.
Serial No. : 10/033,577
Filed : December 28, 2001
Title : DTAT FUSION TOXIN

Art Unit : 1645
Examiner : K. Canella

Commissioner for Patents
Washington, DC 20231

RESPONSE TO ELECTION REQUIREMENT

Responsive to the action mailed February 25, 2003, applicant elects the species of glioblastoma. This species is readable on generic claims 1-3 and 5-11 within Group I. Applicants request examination of claims 1-26. The election is made without traverse.

Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: March 11, 2003

Elizabeth N. Kaytor
Elizabeth N. Kaytor, Ph.D.
Reg. No. P-53,103

Fish & Richardson P.C., P.A.
60 South Sixth Street
Suite 3300
Minneapolis, MN 55402
Telephone: (612) 335-5070
Facsimile: (612) 288-9696

60130796.doc

BEST AVAILABLE COPY

CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on the date indicated below.

Date of Transmission March 11, 2003
Signature Kathryn J. Sanderson
Typed or Printed Name of Person Signing Certificate
Kathryn J. Sanderson